

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 1209 - SB 1225**

March 18, 2019

**SUMMARY OF BILL:** Vests only certain qualified special agents and the director of internal affairs with law enforcement powers under the Department of Correction (DOC). Revises the list of eligible law enforcement officers authorized to carry firearms at all times in all places, as authorized by law, within Tennessee.

**ESTIMATED FISCAL IMPACT:**

**Increase State Revenue –**

**\$3,763,500/FY19-20/Department of Commerce and Insurance  
Exceeds \$70,000/FY20-21 and Subsequent Years/  
Department of Commerce and Insurance**

**\$1,447,500/FY19-20/TBI  
Exceeds \$30,000/FY20-21 and Subsequent Years/TBI**

**Increase State Expenditures –**

**\$6,210,000/FY19-20/General Fund  
Exceeds \$100,000/FY20-21 and Subsequent Years/General Fund**

**\$3,763,500/FY19-20/Department of Commerce and Insurance  
Exceeds \$70,000/FY20-21 and Subsequent Years/  
Department of Commerce and Insurance**

**\$1,447,500/FY19-20/TBI  
Exceeds \$30,000/FY20-21 and Subsequent Years/TBI**

**Assumptions:**

- Pursuant to Tenn. Code Ann. § 4-3-609(a), the Commissioner of DOC designates employees who have been trained in the use of firearms as vested with the powers and authority of law enforcement officers.
- The proposed legislation limits those vested as law enforcement officers to employees of the DOC appointed special agents or as director of internal affairs who have successfully completed law enforcement training in accordance with internal standards, including firearms training and successful completion of the Tennessee Bureau of Investigation's (TBI) basic agent training.

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- There are 26 current Strikeforce members who will be required to attend 12 weeks of training at the Tennessee Law Enforcement Training Academy (TLETA) in order to become special agents to maintain vested employee status with DOC to continue to carry firearms. The fee for such training is \$3,900 per member for a total of \$101,400 ( $\$3,900 \times 26$ ) for the Strikeforce team.
- The training requires equipment not currently issued to Strikeforce members. The total cost for equipment, laptop, and clothing to attend training is \$3,315 per member for a total of \$86,190 ( $\$3,315 \times 26$ ) for the Strikeforce team.
- There are 939 probation and parole officers (PPO) who will be required to attend 12 weeks of training at the TLETA to become special agents to maintain vested employee status with DOC and to be able to continue to carry firearms. The total cost for the PPOs to attend is estimated to be \$3,662,100 ( $939 \times \$3,900$ ).
- The training requires equipment not currently issued to PPO. The total cost for equipment and clothing to attend training is \$150 per member for a total of \$140,850 ( $\$150 \times 939$ ).
- The average travel expenses will be \$400 per person for the duration of the TLETA training for a total of \$386,000 [ $(26 + 939) \times \$400$ ].
- The cost to attend Tennessee Bureau of Investigation's basic agent training is \$1,500 per attendee and includes equipment needed for training, supplies, and academy uniform. The total one-time increase in state expenditures associated Strikeforce and PPO employees attending such training is estimated to be \$1,447,500 [ $(26 + 939) \times \$1,500$ ].
- The average travel expenses will be \$400 per person for the duration of the TBI training for a total of \$386,000 [ $(26 + 939) \times \$400$ ].
- The total one-time increase in state revenue in FY19-20 to the Department of Commerce and Insurance (DCI) for providing training at the TLETA is estimated to be \$3,763,500 ( $\$101,400 + \$3,662,100$ ).
- This analysis estimates the DOC will experience employee turnover for the positions of Strikeforce member and PPO and will be required to send additional personnel to required TLETA and TBI special agent training each year.
- The recurring increase in state expenditures in FY20-21 and subsequent fiscal years to the General Fund associated with sending employees to TLETA and TBI special agent training is estimated to exceed \$100,000.
- The total one-time increase in state revenue to TBI in FY19-20 is estimated to be \$1,447,500.
- The total recurring increase in state revenue to DCI in FY20-21 and subsequent fiscal years is estimated to exceed \$70,000.
- The total recurring increase in state revenue to TBI in FY20-21 and subsequent years is estimated to exceed \$30,000.
- The total one-time increase in state expenditures to the General Fund in FY19-20 associated with vesting additional employees is estimated to be \$6,210,040 ( $\$101,400 + \$86,190 + \$3,662,100 + \$140,850 + \$386,000 + \$1,447,500 + \$386,000$ ).
- The total one-time increase in state expenditures to DCI in FY19-20 associated with training DOC employees is estimated to be \$3,763,500.
- The recurring increase in state expenditures to DCI in FY20-21 and subsequent fiscal years associated with training DOC employees is estimated to exceed \$70,000.

- The total one-time increase in state expenditures to TBI in FY19-20 associated with training DOC employees is estimated to be \$1,447,500.
- The recurring increase in state expenditures to TBI in FY20-21 and subsequent fiscal years associated with training DOC employees is estimated to exceed \$30,000.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

/amj